

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of)	
)	
Petition for Rulemaking to Define)	RM No. 10522
"Captured" and "New" Subscriber Lines)	
for Purposes of Receiving Universal)	
Service Support Pursuant to)	
47 C.F.R. § 54.307 <i>et seq.</i>)	

MOTION FOR EXTENSION OF TIME TO FILE COMMENTS

The Competitive Universal Service Coalition, 1/ by counsel, hereby seeks an extension of time to file comments responding the above-captioned petition for rulemaking ("Petition") filed by the National Telecommunications Cooperative Association ("NTCA"). 2/ CUSC requests a brief two-week extension, until September 23, 2002, in which to file comments. CUSC is authorized to state that NTCA, the Petitioner, does not object to the requested two-week extension.

NTCA filed the Petition on July 26, 2002. CUSC diligently reviewed the Commission's releases and Daily Digest for a public notice soliciting comment on the Petition. The Commission has a well-established precedent of issuing individual public notices for such petitions through the Wireline Competition Bureau (or its

1/ The Competitive Universal Service Coalition ("CUSC") comprises a number of wireless and wireline competitive carriers (and their trade associations) that provide universal service or are considering doing so.

2/ See *Consumer & Governmental Affairs Bureau Reference Information Center Petitions for Rulemaking Filed*, Public Notice, Report No. 2567 (Aug. 8, 2002) (the "Public Notice").

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predecessor Common Carrier Bureau), typically placing pleadings like the instant Petition in CC Docket 96-45 because they relate to universal service. Instead, the Petition appeared on a *Public Notice* issued by the Consumer & Government Affairs Bureau, along with another, non-common carrier rulemaking request.

In addition, the *Public Notice* indicates that the rule sections implicated by NTCA's Petition are in "Part 97, Subpart B" (which deals with the Amateur Radio Service), rather than Part 54 (which deals with universal service), even though the Petition's caption specifically references "47 C.F.R. § 54.307 *et seq.*" Due to this confusion, CUSC was unaware of the September 9, 2002 comment date until quite recently. We are informed that other parties experienced the same difficulty.

CUSC therefore respectfully requests a brief extension of time for it and all other parties to file a response to the Petition, which deals with core issues affecting the provision of universal service by competitive entrants. A two-week extension is required at this date in view of the complex issues raised by the Petition and the upcoming religious holidays.

Respectfully submitted,

**COMPETITIVE UNIVERSAL
SERVICE COALITION**



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September 6, 2002

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